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GROUP 1600

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FACSIMILE COVER SHEET

OFFICIAL

DATE: May 5, 2003

TO: Examiner Gitomer  
Group Art Unit: 1651

Fax No.: (703) 308-4556

FROM: Arthur S. Morgenstern

No. of pages transmitted  
(including this page) 13

Our File: CCDLT-300XX

Time:

Your Ref: Appl. No. 09/626,566  
Filed: July 27, 2000

Sent by: Leigha

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## MESSAGE

PLEASE DELIVER DIRECTLY TO:  
EXAMINER GITOMER, Tel. (703) 308-0732  
GROUP ART UNIT NO: 1651

## FOR ENTRY

Enclosed for filing please find a: Response to Restriction  
Requirement

The Commissioner is hereby authorized to Charge Deposit  
Account No. 23-0804 for any additional filing fees associated  
with this communication or credit any overpayment.



Attorney for Applicant: Arthur S. Morgenstern  
Registration No. 28,244

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Application No.: 09/626,566  
 Filed: July 27, 2000  
 Group Art Unit: 1651

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: May 5, 2003

Attorney

Docket No.: CCDLT-300XX

Sir:

In re application of: Quingping Jiang, et al.

Entitled: NOVEL CHEMILUMINESCENT SUBSTRATES OF HYDROLYTIC ENZYMES AND  
 THEIR USE IN ASSAYS

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17(e).
- ☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

☐ is hereby appointed Associate Attorney by:  
 Registration No.:

Attorney of Record:  
 Registration No.:

☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	10 - 8	= 2	x \$84.00 =	168.00
Total	46 - 42	= 4	x \$18.00 =	72.00
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$280.00 =	0
SUBTOTAL ADDITIONAL FEE				240.00
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				240.00

☐ No additional fee. ☒ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$240.00) for the cost of same.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Gitomer, Group Art Unit 1651, Fax No. (703) 308-4556, on 5/5/03.

SUBMIT IN TRIPLICATE  
 290437

Attorney of Record: Arthur S. Morgenstern  
 Registration No.: 28,244

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Jiang et al  
 Application No. : 09/626,566  
 Filed : 7/27/00  
 For : NOVEL CHEMILUMINESCENT SUBSTRATES OF  
 HYDROLYTIC ENZYMES AND THEIR USE IN  
 ASSAYS  
 Examiner : Ralph J. Gitomer  
 Attorney's Docket : CCDLT-300XX

Group Art Unit: 1651

\*\*\*\*\*

I hereby certify that this correspondence is being sent via  
 facsimile to Examiner R. Gitomer, Group Art Unit 1651, Fax No.  
 (703) 308-4556, on 5/5/03.

By:

*Arthur S. Morgenstern*  
 Arthur S. Morgenstern  
 Registration No. 28,244  
 Attorney for Applicant(s)

\*\*\*\*\*

RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile  
 Commissioner for Patents  
 Washington, D.C. 20231

Sir:

This is in response to the Office Action mailed April  
 8, 2003.

Applicant appreciates the courtesy extended by the  
 Examiner in a telephone interview on April 30, 2003.  
 Participating in the interview were Examiner Gitomer,  
 Qingping Jiang (inventor), and Arthur S. Morgenstern  
 (attorney of record).

Application No. 09/626,566  
Filed: July 27, 2000  
Group Art Unit: 1651

As discussed in the interview, Applicant is submitting several claims that define the initial examination proposed to be conducted by the Examiner. These are claims 43-46, attached, which are intended to be in Group I.

In addition to presenting the claims, Applicant has enclosed examples of compounds that are encompassed by each claim. Claim 43 encompasses all of the compounds in the attachment (and all of the compounds included in claims 44-46). (A generalized structure for all the compounds is shown in the first figure, which refers to claim 43.) Claim 44 encompasses those compounds in part 1 (i.e., the 2 pages of figures, where  $X=O$ ). Claim 45 encompasses the structures in part 2 (i.e., where  $X=N$ ). Claim 46 encompasses those structures in part 3, where  $X=S$ .

If independent claim 43 is too broad for conducting the initial search, Applicant elects independent claim 44 (where  $X=O$ ) for conducting the initial search. Applicant is attempting to fully comply with the restriction and election requirements. Based on the discussion with the Examiner, Applicant believes that one of these claims should sufficiently narrow the scope of the search.

Applicant understands that, after the initial search, the Examiner will telephone the undersigned so that a

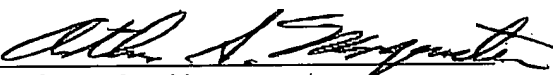
Application No. 09/626,566  
Filed: July 27, 2000  
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definition of further compounds to be included within the scope of this application can be discussed.

The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present application.

Respectfully submitted,

JIANG ET AL

By:   
Arthur S. Morgenstern  
Registration No. 28,244  
Attorney for Applicant(s)

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